S.B.Cr.Misc. Bail App. No.4392/2007
(Kailash alias Bhutta Vs. State)

Date of order : 27th September, 2007

HON'BLE MR.H.R.PANWAR, J.

Mr. M.P. Bishnoi for the petitioner.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned as well as challan papers.

It is contended by learned counsel for the petitioner that no overtact has been assigned to the petitioner and similarly situated co-accused namely Jitendra Panchariya alias Jitu, Shrawanram, Vikas Panwar, Bhagirath alias Pintu, Nakiram, Shivlal, Deepak Singh and Mangal Bishnoi have been granted bail by the Co-ordinate Benches of this Court as well as by this Court.

Looking to the facts and circumstances of the case and having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Kailash alias Butta s/o Dhimaram be released on bail in FIR No.95/2007 P.S. Phalodi, provided he executes a personal bond for a sum of Rs.20,000/- with

two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

vij